

Exhibit 4

SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

KAREN SMITH, a single person,

Plaintiff,

v.

MTC FINANCIAL INC. d/b/a TRUSTEE
CORPS, A WASHINGTON CORPORATION;
SHELLPOINT MORTGAGE SERVICING;
BANK OF NEW YORK MELLON f/k/a
BANK OF NEW YORK AS TRUSTEE FOR
THE BENEFIT OF THE
CERTIFICATEHOLDERS OF THE CWABS,
INC. ASSET-BACKED CERTIFICATES,
SERIES 2007-SD1,

Defendants.

NO. 15-2-17623-4 SEA

STIPULATED MOTION AS TO
NOMINAL DEFENDANT MTC
FINANCIAL INC. D/B/A TRUSTEE
CORPS

The only appearing parties to this action to date, by their attorneys of record, have agreed to present the stipulated motion to the Court.

I. RELIEF REQUESTED

The parties move for an order declaring that defendant MTC Financial Inc., d/b/a Trustee Corps ("Trustee Corps") is a nominal defendant, and as such, it shall not be required to participate further in the litigation, and that defendant Trustee Corps shall be dismissed once the claims against the remaining defendants are dismissed and that no monetary award shall be sought or enforced against defendant Trustee Corps.

II. FACTS

The following facts are applicable to the parties' stipulated motion:

STIPULATED MOTION AS TO NOMINAL
DEFENDANT MTC FINANCIAL INC. D/B/A
TRUSTEE CORPS - 1

PETERSON RUSSELL KELLY PLLC
1850 Skyline Tower – 10900 NE Fourth Street
Bellevue, Washington 98004-8341
TELEPHONE (425) 462-4700 FAX (425) 451-0714

1 Defendant Trustee Corps does not have and does not claim to have any right,
2 title, or interest in the property that is the subject of the present action and commonly known as
3 819 21st Avenue, Seattle, Washington 98122 ("subject property").

4 2. The Plaintiff is not seeking to advance any claims or causes of action against
5 defendant Trustee Corps.

6 3. Defendant Trustee Corps agrees to be bound by whatever order or judgment is
7 issued by the Court in the matter regarding the subject property.

8 4. The rules of discovery and the duty to respond to discovery propounded to it
9 shall continue to apply to defendant Trustee Corps.

10 III. ARGUMENT

11 Because defendant Trustee Corps is a nominal party, who has disclaimed any right, title,
12 or interest in the subject property, and the Plaintiff is not seeking to advance any claim against
13 Trustee Corps. In light of the undisputed facts, it would be an unnecessary costs and burden to
14 defendant Trustee Corps to remain in the case and defend the lawsuit. Therefore, the parties
15 request that the Court enter an order affirming that defendant Trustee Corps shall not be
16 required to participate any further in the litigation, except to the extent that it may be asked to
17 answer discovery, and shall be dismissed with prejudice when the lawsuit has been resolved as
18 to the other parties. This request will result in the most efficient manner to proceed in this case,
19 conserving the Court's and the parties' time and resources. This motion is brought under LCR
20 7(d)(1).

21 DATED: November 3, 2015

22 DATED: November 4, 2015

23 LEEN & O'SULLIVAN, PLLC

24 PETERSON RUSSELL KELLY, PLLC

25 By: [Signature]
David A. Leen, WSBA # 3516
Attorney for Plaintiff

26 By: [Signature]
Michael S. DeLeo, WSBA # 22037
Attorneys for Defendant Trustee Corps

1 DATED: November 3, 2015

2 DONALD G. GRANT, P/S.

3 By: Donald G. Grant

4 Donald G. Grant, WSBA # 15480
5 Attorney for Shellpoint Mortgage
6 Servicing and the Bank of New York
7 Mellon, f/k/a The Bank of New York, as
8 Trustee for the Certificate Holders of
9 CWABS, Inc., Asset-Backed Certificates,
10 Series 2007-SD1
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STIPULATED MOTION AS TO NOMINAL
DEFENDANT MTC FINANCIAL INC. D/B/A
TRUSTEE CORPS - 3

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